IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 24TH SEPTEMBER 2007 / 2ND ASWINA 1929

WP(C).No. 28204 of 2007(G)

PETITIONER:

G. HARIKUMAR, S/O.K.GANGADHARAN,
AGED 48, EMPLOYED AS DY.DIRECTOR,DAIRY DEPARTMENT,
MALAPPURAM.

BY ADV. SRI.R.S.KALKURA
SRI.M.S.KALESH
SRI.HARISH GOPINATH
SRI.V.VINAY MENON

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY, AGRICULTURE (DAIRY DEVELOPMENT), SECRETARIAT, TRIVANDRUM.

2. DIRECTOR IN-CHARGE,
AGRICULTURAL DAIRY DEPARTMENT,GOVERNMENT OF KERALA
PATTAM, TRIVANDRUM.

3. THE SECRETARY,
SAINIK WELFARE, SECRETARIAT, TRIVANDRUM.

4. THE DIRECTOR,
SAINIK WELFARE, VIKAS BHAVAN, TRIVANDRUM.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI,J.

W.P.(C) No. 28204 of 2007

Dated this the 24th day of September, 2007

JUDGMENT

The petitioner, working as a Deputy Director in the Department of Diary Development, was transferred from Thiruvananthapuram to Malappuram as per Ext.P4 order. According to the petitioner, the said order of transfer was in violation of the Government norms relating to the transfer of Government employees, in as much as that the petitioner's brother Colonel G.Venu is a service personnel. The transfer was objected to by the petitioner's brother as evidenced by Ext.P5, according to the petitioner. Thereafter the petitioner has submitted Exts.P7 and P8 before the Government seeking a posting back to Thiruvananthapuram. The same is pending consideration.

2. I have heard the Government Pleader also.

3. In the circumstances, the writ petition is disposed of directing the first respondent to consider and pass appropriate orders on Exts.P7 and P8 within a period of two months from the date of receipt of a copy of this judgment. The norms relating to transfer and posting of the Government servants in general and specific reference to privilege, if any, granted to the relatives of Army Personnel shall be kept in mind while taking a decision in Exts.P7 and P8.

V.GIRI, JUDGE

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